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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/937,756	09/25/1997	DAVID C. RUEGER	JJJ-P06-504	2132
7590		01/22/2007	EXAMINER	
Erika Takeuchi		WANG, CHANG YU		
ROPES & GRAY LLP		ART UNIT		
45 Rockefeller Plaza		PAPER NUMBER		
New York, NY 10111-0087		1649		
		MAIL DATE		
		DELIVERY MODE		
		01/22/2007		
		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary	Application No.	Applicant(s)	
	08/937,756	RUEGER ET AL.	
	Examiner	Art Unit	
	Chang-Yu Wang	1649	

All participants (applicant, applicant's representative, PTO personnel):

(1) Chang-Yu Wang.

(3) Erika Takeuchi.

(2) Janet Andres.

(4) _____.

Date of Interview: 11 January 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____.

Claim(s) discussed: 97, 99.

Identification of prior art discussed: _____.

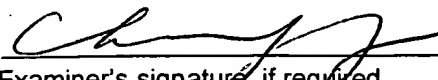
Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

1. Discussed whether Applicant is required to file a terminal disclaimer over US Patent No. 5674844 because '844 was not listed in the previous office action. In response, since the claims of '844 are directed to a method of treating bone loss or disorders of bone metabolism and the instant application is directed to a method of reducing neuronal death associated with a neuropathy, the rejection of the instant claims under the double patenting as being unpatentable over the claims of '844 is withdrawn. Applicant is reminded that it is incumbent on the applicant to inform the office of all related subject matter and to file all related terminal disclaimers.
2. Discussed the rejection under 112 1st for failing to enable for the invention commensurate the scope with the claims. Applicant would consider amending the claims with the recitations of neuropathy and chemical and physical injury to overcome the rejection under 112 1st as failing to meet the enablement requirement..